

**BrokerCheck Report**

**FLOYD EARL POWELL**

CRD# 2220029

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## About BrokerCheck®

BrokerCheck offers information on all current, and many former, registered securities brokers, and all current and former registered securities firms. FINRA strongly encourages investors to use BrokerCheck to check the background of securities brokers and brokerage firms before deciding to conduct, or continue to conduct, business with them.

- **What is included in a BrokerCheck report?**

- BrokerCheck reports for individual brokers include information such as employment history, professional qualifications, disciplinary actions, criminal convictions, civil judgments and arbitration awards. BrokerCheck reports for brokerage firms include information on a firm's profile, history, and operations, as well as many of the same disclosure events mentioned above.

- Please note that the information contained in a BrokerCheck report may include pending actions or allegations that may be contested, unresolved or unproven. In the end, these actions or allegations may be resolved in favor of the broker or brokerage firm, or concluded through a negotiated settlement with no admission or finding of wrongdoing.

- **Where did this information come from?**

- The information contained in BrokerCheck comes from FINRA's Central Registration Depository, or CRD® and is a combination of:

- o information FINRA and/or the Securities and Exchange Commission (SEC) require brokers and brokerage firms to submit as part of the registration and licensing process, and
- o information that regulators report regarding disciplinary actions or allegations against firms or brokers.

- **How current is this information?**

- Generally, active brokerage firms and brokers are required to update their professional and disciplinary information in CRD within 30 days. Under most circumstances, information reported by brokerage firms, brokers and regulators is available in BrokerCheck the next business day.

- **What if I want to check the background of an investment adviser firm or investment adviser representative?**

- To check the background of an investment adviser firm or representative, you can search for the firm or individual in BrokerCheck. If your search is successful, click on the link provided to view the available licensing and registration information in the SEC's Investment Adviser Public Disclosure (IAPD) website at <https://www.adviserinfo.sec.gov>. In the alternative, you may search the IAPD website directly or contact your state securities regulator at <http://www.finra.org/Investors/ToolsCalculators/BrokerCheck/P455414>.

- **Are there other resources I can use to check the background of investment professionals?**

- FINRA recommends that you learn as much as possible about an investment professional before deciding to work with them. Your state securities regulator can help you research brokers and investment adviser representatives doing business in your state.

**Thank you for using FINRA BrokerCheck.**



Using this site/information means that you accept the FINRA BrokerCheck Terms and Conditions. A complete list of Terms and Conditions can be found at

[brokercheck.finra.org](http://brokercheck.finra.org)



For additional information about the contents of this report, please refer to the User Guidance or [www.finra.org/brokercheck](http://www.finra.org/brokercheck). It provides a glossary of terms and a list of frequently asked questions, as well as additional resources. [For more information about FINRA, visit www.finra.org.](http://www.finra.org)

**FLOYD E. POWELL**

CRD# 2220029

This broker is not currently registered.

## Report Summary for this Broker



This report summary provides an overview of the broker's professional background and conduct. Additional information can be found in the detailed report.

### Broker Qualifications

**This broker is not currently registered.**

#### This broker has passed:

- 0 Principal/Supervisory Exams
- 2 General Industry/Product Exams
- 1 State Securities Law Exam

### Registration History

**This broker was previously registered with the following securities firm(s):**

**MML INVESTORS SERVICES, LLC**

CRD# 10409  
ALBERTVILLE, AL  
03/2017 - 02/2018

**MSI FINANCIAL SERVICES, INC.**

CRD# 14251  
ALBERTVILLE, AL  
03/1992 - 03/2017

**METROPOLITAN LIFE INSURANCE COMPANY**

CRD# 4095  
BIRMINGHAM, AL  
03/1992 - 07/2007

### Disclosure Events

All individuals registered to sell securities or provide investment advice are required to disclose customer complaints and arbitrations, regulatory actions, employment terminations, bankruptcy filings, and criminal or civil judicial proceedings.

Are there events disclosed about this broker? **Yes**

**The following types of disclosures have been reported:**

Type	Count
Regulatory Event	1
Customer Dispute	5

## Broker Qualifications



### Registrations

This section provides the self-regulatory organizations (SROs) and U.S. states/territories the broker is currently registered and licensed with, the category of each license, and the date on which it became effective. This section also provides, for every brokerage firm with which the broker is currently employed, the address of each branch where the broker works.

This broker is not currently registered.



## Broker Qualifications

### Industry Exams this Broker has Passed

This section includes all securities industry exams that the broker has passed. Under limited circumstances, a broker may attain a registration after receiving an exam waiver based on exams the broker has passed and/or qualifying work experience. Any exam waivers that the broker has received are not included below.

**This individual has passed 0 principal/supervisory exams, 2 general industry/product exams, and 1 state securities law exam.**

### Principal/Supervisory Exams

Exam	Category	Date
No information reported.		

### General Industry/Product Exams

Exam	Category	Date
Securities Industry Essentials Examination	SIE	02/05/2018
Investment Company Products/Variable Contracts Representative Examination	Series 6	03/13/1992

### State Securities Law Exams

Exam	Category	Date
Uniform Securities Agent State Law Examination	Series 63	03/30/1992

Additional information about the above exams or other exams FINRA administers to brokers and other securities professionals can be found at [www.finra.org/brokerqualifications/registeredrep/](http://www.finra.org/brokerqualifications/registeredrep/).



## Registration and Employment History

### Registration History

The broker previously was registered with the following firms:

Registration Dates	Firm Name	CRD#	Branch Location
03/2017 - 02/2018	MML INVESTORS SERVICES, LLC	10409	ALBERTVILLE, AL
03/1992 - 03/2017	MSI FINANCIAL SERVICES, INC.	14251	ALBERTVILLE, AL
03/1992 - 07/2007	METROPOLITAN LIFE INSURANCE COMPANY	4095	BIRMINGHAM, AL

### Employment History

This section provides up to 10 years of an individual broker's employment history as reported by the individual broker on the most recently filed Form U4.

**Please note that the broker is required to provide this information only while registered with FINRA or a national securities exchange and the information is not updated via Form U4 after the broker ceases to be registered. Therefore, an employment end date of "Present" may not reflect the broker's current employment status.**

Employment Dates	Employer Name	Employer Location
03/2017 - Present	MML INVESTORS SERVICES, LLC	ALBERTVILLE, AL
08/1989 - Present	METLIFE SECURITIES INC.	GADSDEN, AL
08/1989 - Present	METROPOLITAN LIFE INSURANCE COMPANY	GADSDEN, AL

### Other Business Activities

This section includes information, if any, as provided by the broker regarding other business activities the broker is currently engaged in either as a proprietor, partner, officer, director, employee, trustee, agent or otherwise. This section does not include non-investment related activity that is exclusively charitable, civic, religious or fraternal and is recognized as tax exempt.

Name: Faithway Financial Solutions LIC Inv rel: Y Add: 3107 High Point Road PO BOX 1876 Albertville AL 35950  
 Nature: Non MLIA Insurance Brokerage Position: Sales, Agent Start date: 11/2017 No. HR/MO: 165 No. HR/MO during sec trading: 80 Describe duties: Individual Life, Health, Group Life, Group Health



## Disclosure Events

### What you should know about reported disclosure events:

1. All individuals registered to sell securities or provide investment advice are required to disclose customer complaints and arbitrations, regulatory actions, employment terminations, bankruptcy filings, and criminal or civil judicial proceedings.
2. **Certain thresholds must be met before an event is reported to CRD, for example:**
  - o A law enforcement agency must file formal charges before a broker is required to disclose a particular criminal event.
  - o A customer dispute must involve allegations that a broker engaged in activity that violates certain rules or conduct governing the industry and that the activity resulted in damages of at least \$5,000.
  - o
3. **Disclosure events in BrokerCheck reports come from different sources:**
  - o As mentioned at the beginning of this report, information contained in BrokerCheck comes from brokers, brokerage firms and regulators. When more than one of these sources reports information for the same disclosure event, all versions of the event will appear in the BrokerCheck report. The different versions will be separated by a solid line with the reporting source labeled.
  - o
4. **There are different statuses and dispositions for disclosure events:**
  - o A disclosure event may have a status of *pending*, *on appeal*, or *final*.
    - § A "pending" event involves allegations that have not been proven or formally adjudicated.
    - § An event that is "on appeal" involves allegations that have been adjudicated but are currently being appealed.
    - § A "final" event has been concluded and its resolution is not subject to change.
  - o A final event generally has a disposition of *adjudicated*, *settled* or *otherwise resolved*.
    - § An "adjudicated" matter includes a disposition by (1) a court of law in a criminal or civil matter, or (2) an administrative panel in an action brought by a regulator that is contested by the party charged with some alleged wrongdoing.
    - § A "settled" matter generally involves an agreement by the parties to resolve the matter. Please note that brokers and brokerage firms may choose to settle customer disputes or regulatory matters for business or other reasons.
    - § A "resolved" matter usually involves no payment to the customer and no finding of wrongdoing on the part of the individual broker. Such matters generally involve customer disputes.

**For your convenience, below is a matrix of the number and status of disclosure events involving this broker. Further information regarding these events can be found in the subsequent pages of this report. You also may wish to contact the broker to obtain further information regarding these events.**

	Pending	Final	On Appeal
Regulatory Event	0	1	0



Customer Dispute	1	4	N/A
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## Disclosure Event Details

When evaluating this information, please keep in mind that a disclosure event may be pending or involve allegations that are contested and have not been resolved or proven. The matter may, in the end, be withdrawn, dismissed, resolved in favor of the broker, or concluded through a negotiated settlement for certain business reasons (e.g., to maintain customer relationships or to limit the litigation costs associated with disputing the allegations) with no admission or finding of wrongdoing.

This report provides the information exactly as it was reported to CRD and therefore some of the specific data fields contained in the report may be blank if the information was not provided to CRD.

### Regulatory - Final

This type of disclosure event may involve (1) a final, formal proceeding initiated by a regulatory authority (e.g., a state securities agency, self-regulatory organization, federal regulatory such as the Securities and Exchange Commission, foreign financial regulatory body) for a violation of investment-related rules or regulations; or (2) a revocation or suspension of a broker's authority to act as an attorney, accountant, or federal contractor.

#### Disclosure 1 of 1

<b>Reporting Source:</b>	Regulator
<b>Regulatory Action Initiated By:</b>	FINRA
<b>Sanction(s) Sought:</b>	
<b>Date Initiated:</b>	02/13/2019
<b>Docket/Case Number:</b>	<a href="#">2018058504901</a>
<b>Employing firm when activity occurred which led to the regulatory action:</b>	MSI Financial Services, Inc., formerly known as MetLife Securities, Inc., and MML Investors Services, LLC
<b>Product Type:</b>	Other: Private securities promissory notes
<b>Allegations:</b>	Without admitting or denying the findings, Powell consented to the sanction and to the entry of findings that he engaged in private securities transactions totaling approximately \$3.49 million without providing notice to his member firms prior to participating in these private securities transactions, nor did he obtain approval from them. The findings stated that Powell solicited investors to purchase promissory notes relating to the Woodbridge Group of Companies LLC ("Woodbridge"), a purported real estate investment fund. Ultimately, Powell sold \$3,491,707 in Woodbridge notes to 13 investors, 11 of whom were customers of his associated firms. Powell received a total of \$103,598 in commissions in connection with these transactions. Later, Woodbridge filed a voluntary Chapter 11



bankruptcy petition.

**Current Status:**

Final

**Resolution:**

Acceptance, Waiver & Consent(AWC)

**Does the order constitute a final order based on violations of any laws or regulations that prohibit fraudulent, manipulative, or deceptive conduct?**

No

**Resolution Date:**

02/13/2019

**Sanctions Ordered:**

Bar (Permanent)

**If the regulator is the SEC, CFTC, or an SRO, did the action result in a finding of a willful violation or failure to supervise?**

No

**(1) willfully violated any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board, or to have been unable to comply with any provision of such Act, rule or regulation?**



**(2) willfully aided, abetted, counseled, commanded, induced, or procured the violation by any person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board? or**

**(3) failed reasonably to supervise another person subject to your supervision, with a view to preventing the violation by such person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any such Acts, or any of the rules of the Municipal Securities Rulemaking Board?**

#### **Sanction 1 of 1**

**Sanction Type:** Bar (Permanent)

**Capacities Affected:** All capacities

**Duration:** Indefinite

**Start Date:** 02/13/2019

**End Date:**



<b>Reporting Source:</b>	Firm
<b>Regulatory Action Initiated By:</b>	FINRA
<b>Sanction(s) Sought:</b>	
<b>Date Initiated:</b>	02/13/2019
<b>Docket/Case Number:</b>	<a href="#">2018058504901</a>
<b>Employing firm when activity occurred which led to the regulatory action:</b>	MSI Financial Services, Inc., formerly known as MetLife Securities, Inc., and MML Investors Services, LLC
<b>Product Type:</b>	Other: Private securities promissory notes
<b>Allegations:</b>	Without admitting or denying the findings, Powell consented to the sanction and to the entry of findings that he engaged in private securities transactions totaling approximately \$3.49 million without providing notice to his member firms prior to participating in these private securities transactions, nor did he obtain approval from them. The findings stated that Powell solicited investors to purchase promissory notes relating to the Woodbridge Group of Companies LLC ("Woodbridge"), a purported real estate investment fund. Ultimately, Powell sold \$3,491,707 in Woodbridge notes to 13 investors, 11 of whom were customers of his associated firms. Powell received a total of \$103,598 in commissions in connection with these transactions. Later, Woodbridge filed a voluntary Chapter 11 bankruptcy petition.
<b>Current Status:</b>	Final
<b>Resolution:</b>	Acceptance, Waiver & Consent(AWC)
<b>Resolution Date:</b>	02/13/2019
<b>Sanctions Ordered:</b>	Bar (Permanent)
<b>If the regulator is the SEC, CFTC, or an SRO, did the action result in a finding of a willful violation or failure to supervise?</b>	No



**(1) willfully violated any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board, or to have been unable to comply with any provision of such Act, rule or regulation?**

**(2) willfully aided, abetted, counseled, commanded, induced, or procured the violation by any person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any of such Acts, or any of the rules of the Municipal Securities Rulemaking Board? or**



**(3) failed reasonably to supervise another person subject to your supervision, with a view to preventing the violation by such person of any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Commodity Exchange Act, or any rule or regulation under any such Acts, or any of the rules of the Municipal Securities Rulemaking Board?**

**Sanction 1 of 1**

<b>Sanction Type:</b>	Bar (Permanent)
<b>Capacities Affected:</b>	All Capacities
<b>Duration:</b>	Indefinite
<b>Start Date:</b>	02/13/2019
<b>End Date:</b>	



## Customer Dispute - Settled

This type of disclosure event involves a consumer-initiated, investment-related complaint, arbitration proceeding or civil suit containing allegations of sale practice violations against the broker that resulted in a monetary settlement to the customer.

### Disclosure 1 of 4

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	MSI Financial Services, Inc. f/k/a MetLife Securities
<b>Allegations:</b>	Beginning in or around March of 2017, the Claimant alleged that the representative recommended that she invest in unregistered and fraudulent investment programs, made false representations and failed to disclose material facts about the investments.
<b>Product Type:</b>	Other: Unregistered securities
<b>Alleged Damages:</b>	\$100,001.00
<b>Alleged Damages Amount Explanation (if amount not exact):</b>	Damages are alleged to be at least the above amount, plus other charges, penalties, fees, costs and interest.
<b>Is this an oral complaint?</b>	No
<b>Is this a written complaint?</b>	No
<b>Is this an arbitration/CFTC reparation or civil litigation?</b>	Yes
<b>Arbitration/Reparation forum or court name and location:</b>	FINRA Dispute Resolution Arbitration
<b>Docket/Case #:</b>	19-00817
<b>Filing date of arbitration/CFTC reparation or civil litigation:</b>	03/26/2019

### Customer Complaint Information

<b>Date Complaint Received:</b>	03/27/2019
<b>Complaint Pending?</b>	No
<b>Status:</b>	Settled
<b>Status Date:</b>	05/28/2019



<b>Settlement Amount:</b>	\$25,000.00
<b>Individual Contribution Amount:</b>	\$0.00
<b>Firm Statement</b>	Internal Case #201934436

#### Disclosure 2 of 4

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	MSI Financial Services, Inc.
<b>Allegations:</b>	The customer alleges the rep made inappropriate and unsuitable investment recommendations to and transactions for the Complainant, beginning in early 2017.
<b>Product Type:</b>	Promissory Note
<b>Alleged Damages:</b>	\$0.00
<b>Alleged Damages Amount Explanation (if amount not exact):</b>	The Firm has been unable to make a good faith determination that potential damages from the alleged conduct would be less than \$5,000.
<b>Is this an oral complaint?</b>	No
<b>Is this a written complaint?</b>	Yes
<b>Is this an arbitration/CFTC reparation or civil litigation?</b>	No

#### Customer Complaint Information

<b>Date Complaint Received:</b>	10/15/2018
<b>Complaint Pending?</b>	No
<b>Status:</b>	Evolved into Civil litigation (the individual is a named party)
<b>Status Date:</b>	11/21/2018
<b>Settlement Amount:</b>	

**Individual Contribution Amount:**

#### Civil Litigation Information

<b>Type of Court:</b>	State Court
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<b>Name of Court:</b>	Circuit Court of DeKALB County, Alabama
<b>Location of Court:</b>	Fort Payne, AL
<b>Docket/Case #:</b>	28-CV-2018-900308.00
<b>Date Notice/Process Served:</b>	12/03/2018
<b>Litigation Pending?</b>	No
<b>Disposition:</b>	Settled
<b>Disposition Date:</b>	03/06/2019
<b>Monetary Compensation Amount:</b>	\$17,455.10
<b>Individual Contribution Amount:</b>	\$0.00
<b>Firm Statement</b>	Internal case #201833132

#### Disclosure 3 of 4

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	MSI Financial Services, Inc.
<b>Allegations:</b>	Claimant alleged violation of securities law regarding the former representative's recommendation to invest in unregistered and fraudulent investment program, in July 2016.
<b>Product Type:</b>	Other: Unregistered securities
<b>Alleged Damages:</b>	\$290,001.00
<b>Alleged Damages Amount Explanation (if amount not exact):</b>	In addition, each claimant is seeking unnecessary sales charges, benefit of the bargain damages, lost opportunity costs, model portfolio damages, and prejudgment interest.
<b>Is this an oral complaint?</b>	No
<b>Is this a written complaint?</b>	No
<b>Is this an arbitration/CFTC reparation or civil litigation?</b>	Yes
<b>Arbitration/Reparation forum or court name and location:</b>	FINRA Dispute Resolution Arbitration



**Docket/Case #:** 18-02916  
**Filing date of arbitration/CFTC reparation or civil litigation:** 08/16/2018

### Customer Complaint Information

**Date Complaint Received:** 08/27/2018  
**Complaint Pending?** No  
**Status:** Settled  
**Status Date:** 03/21/2019  
**Settlement Amount:** \$139,000.00  
**Individual Contribution Amount:** \$0.00  
**Firm Statement** Internal reference 201832832.

### Disclosure 4 of 4

**Reporting Source:** Firm  
**Employing firm when activities occurred which led to the complaint:** MSI Financial Services, Inc.  
**Allegations:** Plaintiffs alleged the former advisor recommended unregistered and fraudulent investment programs in January and July 2017.  
**Product Type:** Promissory Note  
**Alleged Damages:** \$135,715.67  
**Is this an oral complaint?** No  
**Is this a written complaint?** No  
**Is this an arbitration/CFTC reparation or civil litigation?** Yes  
**Arbitration/Reparation forum or court name and location:** FINRA Dispute Resolution Arbitration  
**Docket/Case #:** 18-01491



**Filing date of arbitration/CFTC reparation or civil litigation:** 04/24/2018

**Customer Complaint Information**

**Date Complaint Received:** 05/17/2018

**Complaint Pending?** No

**Status:** Settled

**Status Date:** 03/21/2019

**Settlement Amount:** \$65,000.00

**Individual Contribution Amount:** \$0.00

**Firm Statement** Internal Case #201831998



## Customer Dispute - Pending

This type of disclosure event involves (1) a pending consumer-initiated, investment-related arbitration or civil suit that contains allegations of sales practice violations against the broker; or (2) a pending, consumer-initiated, investment-related written complaint containing allegations that the broker engaged in, sales practice violations resulting in compensatory damages of at least \$5,000, forgery, theft, or misappropriation, or conversion of funds or securities.

### Disclosure 1 of 1

<b>Reporting Source:</b>	Firm
<b>Employing firm when activities occurred which led to the complaint:</b>	MSI Financial Services, Inc. and MML Investors Services, LLC
<b>Allegations:</b>	Beginning in or around 2016, the Claimants allege that the rep recommended that they invest in unregistered and fraudulent investment programs, made false representations and failed to disclose material facts about the investments.
<b>Product Type:</b>	Other: Unregistered Securities
<b>Alleged Damages:</b>	\$3,169,727.00
<b>Alleged Damages Amount Explanation (if amount not exact):</b>	Damages are alleged to be at least the above amount, plus other charges, penalties, fees, costs and interest.
<b>Is this an oral complaint?</b>	No
<b>Is this a written complaint?</b>	No
<b>Is this an arbitration/CFTC reparation or civil litigation?</b>	Yes
<b>Arbitration/Reparation forum or court name and location:</b>	FINRA
<b>Docket/Case #:</b>	18-03540
<b>Filing date of arbitration/CFTC reparation or civil litigation:</b>	10/10/2018

### Customer Complaint Information

<b>Date Complaint Received:</b>	10/16/2018
<b>Complaint Pending?</b>	Yes
<b>Settlement Amount:</b>	



**Individual Contribution  
Amount:**

**Firm Statement**

Internal case #201833141

## End of Report



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